

MEMORANDUM

To: Dublin City Council
Marsha Grigsby, City Manager
Anne Clarke, Clerk of Council

From: Stephen J. Smith
Jennifer D. Readler
Yazan S. Ashrawi

Date: October 24, 2013

Re: Muirfield Wine Co. LLC DBA Tutto Vino – Transfer Application

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning Muirfield Wine Co. LLC DBA Tutto Vino’s (“Tutto Vino”) transfer application for a D5 and D6 liquor permit. Dublin has received this Notice pursuant to R.C. 4303.26 because Tutto Vino’s proposed location for the permit premises will be located within the corporate limits of Dublin. As such, Dublin may request a hearing regarding the advisability of the issuance, transfer of ownership, or transfer of location of the permits.

II. BACKGROUND

Tutto Vino is a domestic limited liability company that is actively registered with the Ohio Secretary of State. The address currently designated for the permit premises is 7178 Muirfield Drive, Dublin, Ohio 43017, which is located in the Shoppes at Athenry on Muirfield Drive. It appears that Tutto Vino is moving its location to 7154 Muirfield Drive, Dublin, Ohio 43017, which is in the same retail center, and is applying to transfer its D5 and D6 permits to the new location. The D5 permit permits spirituous liquor for on premises consumption only; beer, wine, and mixed beverages for on premises, or off premises in original sealed containers, until 2:30 a.m. The D6 permit permits the sale of intoxicating liquor on Sunday between the hours of 10:00 a.m. or 11:00 a.m. and midnight.

According to the Ohio Division of Liquor Control’s records, Tutto Vino does not have any history of nuisance-related liquor violations issued or entered by the Department of Public Safety. If approved, Tutto Vino will simply retain its existing D5 and D6 licenses at the new location.

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III. RECOMMENDATION

It would appear that it is unnecessary to request a hearing in this matter. The permits will simply transfer from the old Tutto Vino location to the new location. Regardless of whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by November 12, 2013.

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

62205060001		TRFL	MUIRFIELD WINE CO LLC DBA TUTTO VINO 7154 MUIRFIELD DR DUBLIN OH 43017
02	01	2013	
ISSUE DATE			
10	07	2013	
FILING DATE			
D5 D6		PERMIT CLASSES	
25	066	B	F10684
TAX DISTRICT		RECEIPT NO.	

FROM 10/09/2013

6220506			MUIRFIELD WINE CO LLC DBA TUTTO VINO 7178 MUIRFIELD DR DUBLIN OHIO 43017
02	01	2013	
ISSUE DATE			
10	07	2013	
FILING DATE			
D5 D6		PERMIT CLASSES	
25	066		
TAX DISTRICT		RECEIPT NO.	



MAILED 10/09/2013

RESPONSES MUST BE POSTMARKED NO LATER THAN. 11/12/2013

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **B TRFL 6220506-0001**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)-- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017

LLC / PARTNERSHIP CROSS REFERENCE
DISPLAY

PGECCG

62205060001 PERMIT NBR
MUIRFIELD WINE CO LLC
DBA TUTTO VINO
7154 MUIRFIELD DR
DUBLIN OH 43017

HORA FAMILY LIVING TRUST	10/07/2013	ACTIVE
SCOTT WISE	10/07/2013	ACTIVE

MNMB5%V5%M
MNMB5%V5%M

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE

D8 \$500 ORC 4303.184 Sale of tasting samples of beer, wine, and mixed beverages, but not spirituous liquor, at retail, for consumption on premises.

Restaurant / Night Club

Permit Class	Permit Fee	Description
D1	\$376	<u>ORC 4303.13</u> Beer only for on premises consumption or in original sealed containers for carry out only until 1:00am.
D2	\$564	<u>ORC 4303.14</u> Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	<u>ORC 4303.141</u> (Grandfathered Permit) Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3	\$750	<u>ORC 4303.15</u> Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	<u>ORC 4303.151</u> (Grandfathered Permit) Wine only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3A	\$938	<u>ORC 4303.16</u> Extend issued permit privileges until 2:30am.
D5	\$2,344	<u>ORC 4303.18</u> Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am.
D5I	\$2,344	<u>ORC 4303.181</u> (Same as D5). Restaurant meeting certain criteria.
D7	\$469	<u>ORC 4303.183</u> (Same as D5). RESORT area only.

Club

Permit Class	Permit Fee	Description
D4	\$469	<u>ORC 4303.17</u> Beer and any intoxicating liquor to members only, for on premises consumption only until 1:00am.
D4A	\$750	<u>ORC 4303.171</u> Airline club only - Beer and any intoxicating to members and guests until 2:00am.
D5C	\$1,563	<u>ORC 4303.181</u> (Same as D5.)(This class can no longer be applied for.)
D5D	\$2,344	<u>ORC 4303.181</u> (Same as D5) located at airport.

Hotel And Motel

Permit Class	Permit Fee	Description
D5A	\$2,344	<u>ORC 4303.181</u> (Same as D5) for hotel or motel with 50 or more rooms for transient guests.

Enclosed Shopping Mall

Permit Class	Permit Fee	Description
D5B	\$2,344	<u>ORC 4303.181</u> (Same as D5) for enclosed shopping mall.

River Boats

Permit Class	Permit Fee	Description
D5E	\$1,219	<u>ORC 4303.181</u> (Same as D5). Historical river boat owned by charitable organization only.

Marinas

Permit Class	Permit Fee	Description
D5F	\$2,344	<u>ORC 4303.181</u> (Same as D5). Marina restaurant only.

Museums

Permit Class	Permit Fee	Description
D5G	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). National sports museum only.
D5H	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Fine arts museum only.

Community Entertainment District/Revitalization

Permit Class	Permit Fee	Description
D5J	\$2,344	<u>ORC 4303.181</u> (Same as D5). Community entertainment district.
D5L	\$2,344	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Revitalization District.

Sunday Sales

Permit Class	Permit Fee	Description
D6	\$400-c \$500-d	<u>ORC 4303.182</u> Sale of intoxicating liquor on Sunday between the hours 10:00am or 11:00am and midnight.

Other

Permit Class	Permit Fee	Description
D5K	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Certain non profit organizations that own and operate a botanical garden.